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7

8 UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
9 OAKLAND DIVISION

10 UNITED STATES OF AMERICA,
11
Plaintiff,
12
v.
13 KEVIN EDWARD LANG,
14
Defendant.
15

CR 12-00607 SBA

STIPULATION TO CONTINUANCE
AND EXCLUSION OF TIME UNDER
THE SPEEDY TRIAL ACT, 18 U.S.C. §
3161 ET. SEQ.; ~~PROPOSED~~ ORDER

16 IT IS HEREBY STIPULATED, by and between the parties to this action, that the status
17 hearing date of July 16, 2013 presently scheduled at 9:30 a.m., before the Hon. Kandis Westmore,
18 be vacated and re-set for August 27, 2013, at 9:30 a.m., before the Oakland Duty Magistrate, for
19 status.

20 The requested continuance is necessary because defense counsel is conducting ongoing
21 investigation. Additionally, defense counsel is in the process of gathering records that are material
22 and necessary, including court records from the state of Washington and voluminous records from
23 California juvenile courts and Child Protective Services. Defense counsel will also be unavailable
24 because she will be engaged in jury trial between July 8-12, 2013, July 22-25, 2013, and August 5-9,
25 2013.

26 CR 12-607 SBA
Stipulation to Continuance and Exclusion of Time

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2 The parties agree and stipulate that the time until August 27, 2013 should be excluded, under
3 18 U.S.C. §3161(h)(7)(A) and 18 U.S.C. §3161(h)(7)(B)(iv) because the ends of justice served by
4 the granting of the continuance outweigh the best interests of the public and the defendant in a
5 speedy and public trial. The continuance is necessary to accommodate counsel's preparation efforts
6 and continuity of counsel.

7 Date: July 10, 2013

/s/
Ellen V. Leonida
Assistant Federal Public Defender
Counsel for defendant KEVIN LANG

10 Date: July 10, 2013

/s/
BRIAN LEWIS
Assistant United States Attorney

12
13 ORDER

14 The court finds that the ends of justice served by the granting of the continuance outweigh
15 the best interests of the public and the defendant in a speedy and public trial. The continuance is
16 necessary to accommodate counsel's preparation efforts and continuity of counsel. Based on these
17 findings, IT IS HEREBY ORDERED THAT the above-captioned matter is continued to August 27,
18 2013 at 9:30 a.m., before the Oakland Duty Magistrate. Time is excluded until August 27, 2013
19 pursuant to 18 U.S.C. §3161(h)(7)(A) and 18 U.S.C. §3161(h)(7)(B)(iv) .
20

21 IT IS SO ORDERED.

23 7/10/13

24 Date



HON. KANDIS WESTMORE
UNITED STATES MAGISTRATE JUDGE